

CITY OF CARLISLE
REGULAR CITY COUNCIL MEETING
Monday, August 23, 2004
7:00 P.M.
Carlisle City Hall Council Chamber

Officials present were: Mayor Ruth Randleman, Councilmembers Drew Merrifield, Allen Wiese, Pat Stump, Blair Dewey and Frank Shultz, City Administrator/Clerk Neil Ruddy, Deputy Clerk Pat Brehse and City Attorney Robert Stuyvesant.

The meeting was called to order at 7:02 P.M.

Motion by Stump to APPROVE THE FOLLOWING CONSENT ITEMS: July 8, 2004 Library Board meeting minutes, August 16, 2004 Planning and Zoning Commission memorandum of discussion, June 29, 2004 MPO Central Iowa Bicycle-Pedestrian Roundtable meeting notes, July, 2004 Clerk's report to receive and file for audit, attendance of Pat Brehse at Computer Management Group fall meeting in Ames on September 20, 2004 and application and Resolution No 2004082301 for tax abatement for Todd and Angela Fees for a new residence on Lot 14, Sunridge, Plat 1 at 710 Patterson. Seconded by Wiese. Roll call vote: Stump – Aye, Wiese – Aye, Merrifield – Aye, Shultz – Aye, Dewey – Aye. Motion carried.

Councilmember Shultz had the BILLS PAYABLE FOR REVIEW in the amount of \$286,993.36 for bills already paid and \$47,020.35 for current bills for a total amount of \$334,013.71. Motion by Shultz to APPROVE PAYMENT OF BILLS IN THE TOTAL AMOUNT OF \$334,013.71. Seconded by Dewey. Roll call vote: Shultz – Aye, Dewey – Aye, Stump – Aye, Wiese – Aye, Merrifield – Aye. Motion carried.

Motion by Stump to APPROVE THE RECOMMENDATION FOR PAYMENT NO. 2, TO RICCHIO, INC. (CONTRACT #1) IN THE AMOUNT OF \$108,796.00 FOR THE POOL VESSEL CONSTRUCTION PROJECT. Seconded by Wiese. Roll call vote: Stump – Aye, Wiese – Aye, Merrifield – Aye, Dewey – Aye, Shultz – Aye. Motion carried. Motion by Wiese to APPROVE THE RECOMMENDATION FOR PAYMENT NO. 4, FINAL, TO WALDINGER CORPORATION IN THE AMOUNT OF \$3,789.45 FOR THE FEEDER EXIT CABLE REPLACEMENT PROJECT. Seconded by Stump. Roll call vote: Wiese – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye, Merrifield – Aye. Motion carried.

CITIZEN PARTICIPATION: None.

Jim Mitchell presented an update on the AUGUST 3, 2004 FLOODING AT THE CARLISLE STUD AND TRACK BUILDING AT 300 S. GARFIELD. The City's insurance carrier has made a preliminary indication that there will be no coverage for the incident. He that if there is not satisfactory progress in meeting the requests outlined in his August 5, 2004 letter a lawsuit may be filed.

ENFORCEMENT OF THE SWIMMING POOLS ORDINANCE, City Code Chapter 115, was discussed. On July 21, 2004 enforcement notices were sent to David Doss at 1420 S. 5th and to another location. The item has since been on the July 26, 2004 and August 9, 2004 Council agendas for discussion. David Doss presented information on several violations where enforcement has not taken place and stated that the enforcement should not be selective and should be for everyone. Motion by Wiese to ACCEPT THE DOSS INFORMATION ON SWIMMING POOL VIOLATIONS INTO THE RECORD. Seconded by Stump. Roll call vote: Wiese – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye, Merrifield – Aye. Motion carried. It was explained that the City of Grimes swimming pool ordinance was adopted to comply with requirements of the 2003 International Building Code. Staff was directed to enforce the ordinance as consistently as possible and to review the ordinance with The Building Inspectors.

The Michael Van Hamme REQUEST FOR SITE PLAN APPROVAL FOR A BUILDING ADDITION AND EXTERIOR IMPROVEMENTS AT 130 N. 1ST was considered. The renovation will consist of a 16' by 32'

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addition with a red brick exterior and a green standing seam mansard roof and will preserve the character of the building as a landmark in the community. An August 20, 2004 letter in support of the request from Great Western Bank was received and filed. Motion by Wiese to APPROVE THE VAN HAMME REQUEST FOR SITE PLAN APPROVAL FOR A BUILDING ADDITION AND EXTERIOR IMPROVEMENTS AT 130 N. 1ST contingent on approval by the Planning and Zoning Commission on August 24, 2004. Seconded by Stump. Roll call vote: Wiese – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye, Merrifield – Aye. Motion carried.

The Carlisle Community Schools' request for REFUNDS OF THE CITY PORTIONS OF BUILDING PERMIT FEES for the sports field complex improvements in the amount of \$918.00 and the high school gymnasium improvements in the amount of \$872.00 and for WAIVER OF THE CITY PORTION OF THE BUILDING PERMIT FEE for the early childhood center addition in the amount of \$4,182.00 was considered. Superintendent Lane stated that fees are waived in other districts. The City Administrator stated that the CITY HAS NOT CHARGED THE SCHOOL DISTRICT FOR items that would normally be charged to the property owner, including STORM SEWER IMPROVEMENTS to control runoff from school property in the amount of \$1,399.00 AND WATER SERVICE LINE REPAIRS in the amount of \$3,730.00. Bob Betzer stated that the refund and waiver would be a tax benefit to the surrounding area at the expense of the City. Motion by Wiese to APPROVE CARLISLE COMMUNITY SCHOOLS' REQUEST FOR REFUNDS AND WAIVER OF BUILDING PERMIT FEES IN THE AMOUNT OF \$5,972.00. Seconded by Shultz. Roll call vote: Wiese – Aye, Shultz – Aye, Dewey – Aye, Stump – Aye, Merrifield – Aye. Motion carried.

The Danamere Farms, Inc./Hubbell Realty Company rezoning ordinances, for which hearings were conducted on August 9, 2004, were reconsidered. Rick Tollakson of Hubbell Realty stated requested that the conditions prohibiting the uses of cocktail lounge or tavern and night club in the C-2 zone should only apply to the area west of Scotch Ridge Road rather than to the entire C-2 zone as in the ordinance that was read on August 9, 2004. Motion by Stump to APPROVE THE SECOND READING AND WAIVE THE THIRD READING OF AN ORDINANCE AMENDING ZONING CLASSIFICATIONS FOR PROPERTIES LOCATED IN CARLISLE FROM A-1 TO C-2 WITH CONDITIONS PROHIBITING THE USES OF COCKTAIL LOUNGE OR TAVERN AND NIGHT CLUB. Motion died for lack of a second. Motion by Stump to APPROVE THE FIRST READING OF AN ORDINANCE AMENDING ZONING CLASSIFICATIONS FOR PROPERTIES LOCATED IN CARLISLE FROM A-1 TO C-2 WITH CONDITIONS PROHIBITING THE USES OF COCKTAIL LOUNGE OR TAVERN AND NIGHT CLUB WEST OF SCOTCH RIDGE ROAD. Seconded by Merrifield. Roll call vote: Stump – Aye, Merrifield – Aye, Wiese – Nay, Dewey – Aye, Shultz – Aye. Motion carried. Motion by Stump to APPROVE THE SECOND READING AND WAIVE THE THIRD READING OF AN ORDINANCE AMENDING ZONING CLASSIFICATIONS FOR PROPERTIES LOCATED IN CARLISLE FROM A-1 TO PUD. Seconded by Merrifield. Roll call vote: Stump – Aye, Merrifield – Aye, Wiese – Aye, Dewey – Aye, Shultz – Nay. Motion carried.

Motion by Shultz to APPROVE THE THIRD READING OF AN ORDINANCE REZONING OUT LOT 16 EXCEPT THE S 184' X W 325', EXCEPT PARCELS F AND H AND EXCEPT THE BETZER SUBDIVISION FROM R-2 MEDIUM DENSITY RESIDENTIAL TO M-1 LIGHT INDUSTRIAL with the added required condition that no permitted use shall take place between the period of time from 10:00 P.M. to 6:00 A.M. of each day. Seconded by Dewey. Roll call vote: Shultz – Aye, Dewey – Aye, Stump – Nay, Wiese – Aye, Merrifield – Nay. Motion carried.

The LETTER OF INTENT TO APPLY FOR FY 2008 SURFACE TRANSPORTATION PROGRAM TRANSPORTATION ENHANCEMENT PROJECT FUNDING for Summerset Trail extension phase II, extending from downtown Carlisle north to the bicycle-pedestrian lane of the North River Bridge in the estimated amount of \$225,000 and phase III, extending west along the north side of the North River from the North River Bridge to the future site of the Carlisle Environmental Education Center in the estimated amount of \$815,000 was considered. Motion by Wiese to APPROVE THE LETTER OF INTENT TO APPLY FOR FY 2008 SURFACE TRANSPORTATION PROGRAM TRANSPORTATION ENHANCEMENT PROJECT FUNDING FOR SUMMERSET TRAIL EXTENSION, PHASE II AND III, with the funding to be split 80%

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Des Moines MPO and 20% City. Seconded by Stump. Roll call vote: Wiese – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye, Merrifield – Aye. Motion carried.

Motion by Merrifield to APPROVE THE REQUEST FOR A PRICE TO CHANGE FROM ASPHALT SHINGLE ROOFING TO RAISED SEAM METAL ROOFING on the mechanical building at the aquatic center. Seconded by Wiese. Roll call vote: Merrifield – Aye, Wiese – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye. Motion carried. Motion by Wiese to APPROVE RESOLUTION NO. 2004082302 DECLARING AN OFFICIAL INTENT UNDER TREASURY REGULATION 1.150.2 TO ISSUE DEBT TO REIMBURSE THE CITY FOR CERTAIN ORIGINAL EXPENDITURES PAID IN CONNECTION WITH SPECIFIED PROJECTS. Seconded by Merrifield. Roll call vote: Wiese – Aye, Merrifield – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye. Motion carried.

Jon Burmeister of Public Financial Management discussed sources and uses, cash flow and bond sale details for the aquatic center financing. The proposed bond issue is a par amount of \$1,035,000 with a projected tax rate impact \$1.20 per \$1,000.00. The projected sale date is October 4, 2004.

The REFUNDING OF THE SERIES 1995 GENERAL OBLIGATION BONDS WAS DISCUSSED. A savings of \$11,661.50 or 3 ½ % is projected over the life of the bonds.

The notice of an INCREASE IN THE CURB IT! RECYCLING FEE from \$2.10 to \$2.14 per month and the notice of eligibility for RECYCLING REVENUE SHARING OF APPROXIMATELY \$3,500, a portion of which can be used to offset the approximately \$600 annual increase in recycling fees were considered. Motion by Stump to APPROVE THE APPLICATION FOR RECYCLING REVENUE SHARING IN THE AMOUNT OF APPROXIMATELY \$3,500, with \$600.00 to be used to offset the increase in recycling fees and the remaining \$2,900 to be used for North Park and downtown beautification projects. Seconded by Dewey. Roll call vote: Stump – Aye, Dewey – Aye, Shultz – Aye, Wiese – Aye, Merrifield – Aye. Motion carried.

Motion by Wiese to ACCEPT THE CARLISLE PUBLIC LIBRARY ANNUAL REPORT INTO THE RECORD. Seconded by Merrifield. Roll call vote: Wiese – Aye, Merrifield – Aye, Stump – Aye, Dewey – Aye, Shultz – Aye. Motion carried.

The appointment of a REPLACEMENT FOR THE PLANNING AND ZONING COMMISSION VACANCY was considered. Candidates will be instructed to attend the September 13, 2004 Council meeting.

The AUGUST 13, 2004 CARLISLE ENVIRONMENTAL EDUCATION CENTER STEERING COMMITTEE MEETING NOTES were received and filed. The results of the appraisal of the Highway 5 and County Line Road property are expected before the August 27, 2004 Carlisle Environmental Education Center steering committee meeting. Motion by Merrifield to APPROVE THE PLACEMENT OF NO TRESPASSING SIGNS AT THE COUNTY LINE ROAD AND NORTH RIVER BRIDGE ACCESSES to the property. Seconded by Stump. Roll call vote: Merrifield – Aye, Stump – Aye, Wiese – Aye, Dewey – Aye, Shultz – Aye. Motion carried.

Councilmember Wiese reported on Cole Street storm drainage. The 13,000 acre Des Moines study area, the Dickson annexation and the sewer and water utility extensions were discussed. Councilmember Dewey reported that the Opportunity Iowa letter of intent will be due on November 1, 2004 and reported on the wireless internet installation. Councilmember Shultz asked about the repair to the library air conditioner. Mayor Randleman reported on the need for a strategic planning session, on the proposed casino development and on the Growing Green Communities initiative. Team Two ambulance billing was discussed. An ambulance billing proposal from Indianola will be placed on the September 13, 2004 agenda. The City Administrator reported on experimental school day parking regulations on the east side of South 5th between School St. and Highway 5, website development and the emergency operations plan.

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Motion by Merrifield to ADJOURN AT 9:56 P.M. Seconded by Shultz. Roll call vote: Merrifield – Aye, Shultz – Aye, Wiese – Aye, Stump – Aye, Dewey – Aye. Motion carried.

Ruth Randleman, Mayor

Attest:

Neil Ruddy, Administrator/Clerk